

No. 39  
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**House of Representatives**  
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REGULAR SESSION OF 2010

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House Chamber, Lansing, Wednesday, April 28, 2010.

1:30 p.m.

The House was called to order by Associate Speaker Pro Tempore Scripps.

The roll was called by the Clerk of the House of Representatives, who announced that a quorum was present.

Agema—present	Durhal—present	Kurtz—present	Polidori—present
Amash—present	Ebli—present	Lahti—present	Proos—present
Angerer—present	Elsenheimer—present	LeBlanc—present	Roberts—present
Ball—present	Espinoza—present	Leland—present	Rocca—present
Barnett—present	Geiss—present	Lemmons—present	Rogers—present
Bauer—present	Genetski—present	Lindberg—present	Schmidt, R.—present
Bennett—present	Gonzales—present	Lipton—present	Schmidt, W.—present
Bledsoe—present	Green—present	Liss—present	Schuitmaker—present
Bolger—present	Gregory—present	Lori—present	Scott, B.—present
Booher—present	Griffin—present	Lund—present	Scott, P.—present
Brown, L.—present	Haase—present	Marleau—excused	Scripps—present
Brown, T.—present	Haines—present	Mayes—present	Segal—present
Byrnes—present	Hammel—present	McDowell—present	Sheltrown—present
Byrum—present	Hansen—e/d/s	McMillin—present	Slavens—present
Calley—excused	Haugh—present	Meadows—present	Slezak—present
Caul—present	Haveman—present	Meekhof—present	Smith—present
Clemente—present	Hildenbrand—present	Melton—present	Spade—present
Constan—present	Horn—present	Meltzer—present	Stamas—present
Corriveau—present	Huckleberry—present	Miller—present	Stanley—present
Crawford—present	Jackson—present	Moore—present	Switalski—present
Cushingberry—present	Johnson—present	Moss—present	Tlaib—present
Daley—present	Jones, Rick—present	Nathan—excused	Tyler—present
Dean—present	Jones, Robert—present	Nerat—present	Valentine—present
Denby—present	Kandrevas—present	Neumann—present	Walsh—present
DeShazor—present	Kennedy—present	Opsommer—present	Warren—present
Dillon—present	Knollenberg—present	Pavlov—present	Womack—present
Donigan—present	Kowall—present	Pearce—present	Young—present

e/d/s = entered during session

Rep. Bettie Cook Scott, from the 3rd District, offered the following invocation:

“Our Father Who sits high and is able to stop us from falling into the shadow of death, hear this prayer. We first take this opportunity to say ‘Thank You, Lord.’ Now let the lips of truth rule in this magnificent place and the lying tongue only last for a moment. For righteousness is life and in the pathway thereof, there is no death. Deceit is in the heart of them who imagine evil, but to the counselor of peace there is always joy. Lord, may Your spirit be present today with this body. These things we ask in Thy holy name, Amen.”

Rep. Opsommer moved that Reps. Calley and Marleau be excused from today’s session.  
The motion prevailed.

Rep. Melton moved that Rep. Nathan be excused from today’s session.  
The motion prevailed.

### Messages from the Senate

The Speaker laid before the House

#### **Senate Bill No. 468, entitled**

A bill to amend 1949 PA 300, entitled “An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of owners and operators of vehicles and service of process on residents and nonresidents; to regulate the introduction and use of certain evidence; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date,” by amending sections 732, 907, and 909 (MCL 257.732, 257.907, and 257.909), section 732 as amended by 2006 PA 298, section 907 as amended by 2008 PA 463, and section 909 as amended by 2000 PA 94.

(The bill was received from the Senate on April 27, with an amendment to the House substitute (H-1), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 38, p. 595.)

The question being on concurring in the amendment to the House substitute (H-1) made to the bill by the Senate,

The amendment was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

#### **Roll Call No. 156**

#### **Yeas—82**

Angerer	Donigan	Knollenberg	Proos
Ball	Ebli	Kowall	Roberts
Barnett	Elsenheimer	LeBlanc	Rocca
Bauer	Espinoza	Lindberg	Rogers
Bennett	Geiss	Lipton	Schmidt, W.
Bledsoe	Genetski	Liss	Schuitmaker
Bolger	Gonzales	Lori	Scott, P.
Booher	Green	Lund	Scripps
Brown, L.	Gregory	Mayes	Segal
Brown, T.	Griffin	Meadows	Sheltrown
Byrnes	Haase	Melton	Slavens

Byrum	Haines	Meltzer	Slezak
Caul	Hammel	Miller	Smith
Clemente	Haugh	Moss	Spade
Constan	Hildenbrand	Nerat	Stanley
Corriveau	Horn	Neumann	Switalski
Crawford	Huckleberry	Opsommer	Tyler
Daley	Jones, Rick	Pavlov	Valentine
Dean	Jones, Robert	Pearce	Walsh
DeShazor	Kandrevas	Polidori	Warren
Dillon	Kennedy		

### Nays—22

Agema	Jackson	McDowell	Scott, B.
Amash	Johnson	McMillin	Stamas
Cushingberry	Kurtz	Meekhof	Tlaib
Denby	Lahti	Moore	Womack
Durhal	Leland	Schmidt, R.	Young
Haveman	Lemmons		

In The Chair: Scripps

The House agreed to the title as amended.

### Second Reading of Bills

#### House Bill No. 5198, entitled

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending section 701 (MCL 436.1701), as amended by 2006 PA 682.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Transportation,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Opsommer moved to substitute (H-2) the bill.

The motion did not prevail and the substitute (H-2) was not adopted, a majority of the members serving not voting therefor.

Rep. Haugh moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Melton moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 5198, entitled

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending section 701 (MCL 436.1701), as amended by 2006 PA 682.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

### Roll Call No. 157

### Yeas—93

Angerer	Espinoza	LeBlanc	Roberts
Ball	Geiss	Leland	Rocca

Barnett	Genetski	Lemmons	Rogers
Bauer	Gonzales	Lindberg	Schmidt, R.
Bledsoe	Green	Lipton	Schmidt, W.
Bolger	Gregory	Liss	Schuitmaker
Booher	Haase	Lori	Scott, B.
Brown, L.	Haines	Lund	Scott, P.
Brown, T.	Hammel	Mayes	Scripps
Byrnes	Haugh	McDowell	Segal
Byrum	Haveman	Meadows	Sheltrown
Clemente	Horn	Meekhof	Slavens
Constan	Huckleberry	Melton	Slezak
Corriveau	Jackson	Meltzer	Spade
Crawford	Johnson	Miller	Stanley
Cushingberry	Jones, Rick	Moore	Switalski
Daley	Jones, Robert	Moss	Tlaib
Dean	Kandrevas	Nerat	Tyler
Denby	Kennedy	Neumann	Valentine
DeShazor	Knollenberg	Pavlov	Walsh
Dillon	Kowall	Pearce	Warren
Donigan	Kurtz	Polidori	Womack
Durhal	Lahti	Proos	Young
Ebli			

### Nays—11

Agema	Caul	Hildenbrand	Smith
Amash	Elsenheimer	McMillin	Stamas
Bennett	Griffin	Opsommer	

In The Chair: Scripps

The House agreed to the title of the bill.

Rep. Melton moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

### Second Reading of Bills

#### House Bill No. 5199, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 319 (MCL 257.319), as amended by 2008 PA 463.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Transportation,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Opsommer moved to substitute (H-2) the bill.

The motion did not prevail and the substitute (H-2) was not adopted, a majority of the members serving not voting therefor.

Rep. Haugh moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Melton moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

**Third Reading of Bills**

**House Bill No. 5199, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 319 (MCL 257.319), as amended by 2008 PA 463.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 158**

**Yeas—91**

Angerer	Ebli	Leland	Rocca
Ball	Espinoza	Lemmons	Rogers
Barnett	Geiss	Lindberg	Schmidt, R.
Bauer	Gonzales	Lipton	Schmidt, W.
Bledsoe	Green	Liss	Schuitmaker
Bolger	Gregory	Lori	Scott, B.
Booher	Haase	Lund	Scott, P.
Brown, L.	Haines	Mayes	Scripps
Brown, T.	Hammel	McDowell	Segal
Byrnes	Haugh	Meadows	Sheltrown
Byrum	Haveman	Meekhof	Slavens
Clemente	Huckleberry	Melton	Slezak
Constan	Jackson	Meltzer	Spade
Corriveau	Johnson	Miller	Stanley
Crawford	Jones, Rick	Moore	Switalski
Cushingberry	Jones, Robert	Moss	Tlaib
Daley	Kandrevas	Nerat	Tyler
Dean	Kennedy	Neumann	Valentine
Denby	Knollenberg	Pavlov	Walsh
DeShazor	Kowall	Pearce	Warren
Dillon	Kurtz	Polidori	Womack
Donigan	Lahti	Proos	Young
Durhal	LeBlanc	Roberts	

**Nays—13**

Agema	Elsenheimer	Hildenbrand	Opsommer
Amash	Genetski	Horn	Smith
Bennett	Griffin	McMillin	Stamas
Caul			

In The Chair: Scripps

The House agreed to the title of the bill.

Rep. Melton moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

**Second Reading of Bills**

**House Bill No. 6044, entitled**

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending section 437 (MCL 208.1437), as amended by 2009 PA 241.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on New Economy and Quality of Life,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Amash moved to amend the bill as follows:

1. Amend page 27, line 4, after “**TAX**” by inserting “**IMPOSED**”.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Clemente moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Melton moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

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Rep. Hansen entered the House Chambers.

By unanimous consent the House returned to the order of

**Third Reading of Bills**

**House Bill No. 6044, entitled**

A bill to amend 2007 PA 36, entitled “Michigan business tax act,” by amending section 437 (MCL 208.1437), as amended by 2009 PA 241.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 159**

**Yeas—99**

Agema	Ebli	Kurtz	Rocca
Angerer	Elsenheimer	Lahti	Rogers
Ball	Espinoza	LeBlanc	Schmidt, R.
Barnett	Geiss	Leland	Schmidt, W.
Bauer	Gonzales	Lemmons	Schuitmaker
Bennett	Green	Lindberg	Scott, B.
Bledsoe	Gregory	Lipton	Scott, P.
Bolger	Griffin	Liss	Scripps
Booher	Haase	Lori	Segal
Brown, L.	Haines	Lund	Sheltrown
Brown, T.	Hammel	Mayes	Slavens
Byrnes	Hansen	McDowell	Slezak
Byrum	Haugh	Meadows	Smith
Caul	Haveman	Meekhof	Spade
Clemente	Hildenbrand	Melton	Stamas
Constan	Horn	Meltzer	Stanley
Corriveau	Huckleberry	Moore	Switalski
Crawford	Jackson	Moss	Tlaib
Cushingberry	Johnson	Nerat	Tyler
Dean	Jones, Rick	Neumann	Valentine
Denby	Jones, Robert	Pavlov	Walsh
DeShazor	Kandrevas	Pearce	Warren
Dillon	Kennedy	Polidori	Womack
Donigan	Knollenberg	Proos	Young
Durhal	Kowall	Roberts	

**Nays—6**Amash  
DaleyGenetski  
McMillin

Miller

Opsommer

In The Chair: Scripps

The House agreed to the title of the bill.

Rep. Melton moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Rep. Miller, having reserved the right to explain his protest against the passage of the bill, made the following statement:  
“Mr. Speaker and members of the House:

In light of the Auditor General’s recent report detailing less-than-accurate monitoring, administration, and reported benefit of many of the state’s economic development incentives including Brownfield Redevelopment credits, I cannot support extending this program. The foregone revenue is needed to fund early childhood education and other important programs or at the least make the tax burden fair to all taxpayers instead of just those who have the connections to get the Brownfield credits.”

**Second Reading of Bills****House Bill No. 5371, entitled**

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending sections 321 and 2529 (MCL 600.321 and 600.2529), section 321 as amended by 2007 PA 64 and section 2529 as amended by 2004 PA 205.

The bill was read a second time.

Rep. Constan moved to substitute (H-1) the bill.

The motion prevailed and the substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Constan moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Melton moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

**Third Reading of Bills****House Bill No. 5371, entitled**

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending sections 321 and 2529 (MCL 600.321 and 600.2529), section 321 as amended by 2007 PA 64 and section 2529 as amended by 2004 PA 205.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 160****Yeas—98**Agema  
Angerer  
Ball  
BarnettEbli  
Elsenheimer  
Espinoza  
GeissKurtz  
Lahti  
LeBlanc  
LelandRocca  
Rogers  
Schmidt, R.  
Schmidt, W.

Bauer	Genetski	Lemmons	Schuitmaker
Bennett	Gonzales	Lindberg	Scott, B.
Bledsoe	Green	Lipton	Scott, P.
Bolger	Gregory	Liss	Scripps
Booher	Griffin	Lori	Segal
Brown, T.	Haase	Mayes	Sheltrown
Byrnes	Haines	McDowell	Slavens
Byrum	Hammel	Meadows	Slezak
Caul	Hansen	Meekhof	Smith
Clemente	Haugh	Melton	Spade
Constan	Haveman	Miller	Stamas
Corriveau	Hildenbrand	Moore	Stanley
Crawford	Horn	Moss	Switalski
Cushingberry	Huckleberry	Nerat	Tlaib
Daley	Jackson	Neumann	Tyler
Dean	Johnson	Pavlov	Valentine
Denby	Jones, Rick	Pearce	Walsh
DeShazor	Jones, Robert	Polidori	Warren
Dillon	Kandrevas	Proos	Womack
Donigan	Kennedy	Roberts	Young
Durhal	Kowall		

#### Nays—7

Amash	Knollenberg	McMillin	Opsommer
Brown, L.	Lund	Meltzer	

In The Chair: Scripps

The question being on agreeing to the title of the bill,

Rep. Melton moved to amend the title to read as follows:

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending sections 321 and 2529 (MCL 600.321 and 600.2529), section 321 as amended by 2007 PA 64 and section 2529 as amended by 2009 PA 239.

The motion prevailed.

The House agreed to the title as amended.

Rep. Melton moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

By unanimous consent the House returned to the order of

#### Motions and Resolutions

Rep. Pavlov moved that the Committee on Education be discharged from further consideration of **House Bill No. 5747**.

(For first notice see House Journal No. 38, p. 592.)

The question being on the motion made by Rep. Pavlov,

The motion prevailed, a majority of the members serving voting therefor.

The bill was placed on the order of Second Reading of Bills.

Rep. Bledsoe offered the following resolution:

#### House Resolution No. 264.

A resolution to declare April 2010 as Student Athlete Cardiac Awareness Month in the state of Michigan.

Whereas, There have been at least 41 deaths of student athletes due to sudden cardiac arrest and related causes in the state of Michigan since December of 1999; and



Whereas, One of those students was 15-year old Kimberly Anne Gillary, whose life was tragically lost as a result of a sudden cardiac arrest in a high school water polo game on April 1, 2000; and

Whereas, The Gillary family founded the Kimberly Anne Gillary Foundation in April, 2000 in Kimberly's memory to donate Automated External Defibrillators (AEDs) to Michigan high schools and to advocate cardiac screening and testing of all Michigan high school student athletes; and

Whereas, As of February 1, 2010, the Kimberly Anne Gillary Foundation has raised more than \$1 million and has donated more than 500 AEDs to Michigan high schools; and

Whereas, There have been at least two lives saved using AEDs donated by the Kimberly Anne Gillary Foundation to Michigan high schools: On October 24, 2007, the life of 17-year old Ashley Palmer was saved at Davison High School due to the quick thinking and training of Davison High School staff members after Ashley suffered a sudden cardiac arrest; and on April 22, 2009, 67-year old Larry Ratkowski was saved at Hamilton High School while a spectator at a high school baseball game due to the quick thinking and training of the Hamilton High School Principal, the Athletic Trainer, one of the students, and a Deputy Sheriff; and

Whereas, In large part as a result of the efforts of the Kimberly Anne Gillary Foundation, approximately 75% of the high schools in Michigan now have at least one AED and staff members trained in CPR and the use of an AED, and there is an increased awareness of the importance of more effective pre-participation cardiac screening of our high school student athletes and of having AEDs readily accessible in Michigan high schools; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare April 2010 as Student Athlete Cardiac Awareness Month in the state of Michigan; and be it further

Resolved, That the people of the state of Michigan are hereby encouraged to become more aware of the importance of improved pre-participation screening of our student athletes and of the preparedness of our citizenry and public employees to respond to the sudden cardiac arrest of our sons and daughters while entrusted to our public schools in the course of our sons' and daughters' education; and be it further

Resolved, That we encourage the Michigan High School Athletic Association to implement nationally applied standards for the pre-screening of prospective student athletes for conditions that may put them at risk of cardiac arrest.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Lindberg, Ball, Barnett, Lisa Brown, Terry Brown, Constan, Geiss, Robert Jones, Kowall, LeBlanc, Liss, Lori, Mayes, Pearce, Proos, Roberts, Rogers, Segal, Slavens, Spade, Stamas, Tyler, Valentine and Warren offered the following resolution:

**House Resolution No. 265.**

A resolution declaring the week of April 26 through May 2, 2010, as Michigan School Counselors' Week.

Whereas, Governor Granholm has declared the week of April 26, 2010 through May 2, 2010, as Michigan School Counselors' Week; and

Whereas, The House of Representatives has recognized the importance of school counseling through the inclusion of elementary and secondary school counseling programs in Michigan schools; and

Whereas, Michigan School Counselors have long emphasized the importance of personal and social development and academic achievement; and

Whereas, Michigan School Counselors help develop well-rounded students by guiding them through their academic, personal, social and career development; and

Whereas, Michigan School Counselors play a vital role in ensuring that students are aware of financial aid and college opportunities; and

Whereas, Michigan School Counselors may encourage students to pursue challenging academic courses to prepare them for college majors and careers in science, technology, engineering and mathematics fields; and

Whereas, Michigan School Counselors help students cope with the serious and common challenges of growing up, including peer pressure, mental health issues, school violence, disciplinary problems, the deployment of family members to conflicts overseas and problems in the home; and

Whereas, Michigan School Counselors are also instrumental in helping students, teachers and parents deal with personal trauma and community and national tragedies; and

Whereas, Michigan School Counselors are among the few professionals in a school building that are trained both in education and mental health; and

Whereas, Despite the important contributions of school counselors to student success, counseling positions are not always protected when budgets are cut; and

Whereas, The average student-to-counselor ratio in Michigan public schools is 634-to-1, which is almost triple the 250-to-1 ratio recommended by the American School Counselor Association, the American Counseling Association, the American Medical Association, the American Psychological Association and other organizations; and

Whereas, The celebration of Michigan School Counselors' Week would increase awareness of the important and necessary role Michigan School Counselors play in the lives of students in Michigan; and

Whereas, It is important to acknowledge the role school counselors play in cultivating our most important resource, Michigan's children; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare the week of April 26 through May 2, 2010, as Michigan School Counselors' Week.

The question being on the adoption of the resolution,

The resolution was adopted.

Rep. Byrnes offered the following resolution:

**House Resolution No. 266.**

A resolution to declare the week of May 10 to May 16, 2010, as Senior Housing Awareness Week in the state of Michigan.

Whereas, It is essential that elderly adults of Michigan be able to find suitable and appropriate housing for their special needs; and

Whereas, The need for housing for older residents will grow as the aging population grows; and

Whereas, Locating appropriate housing is a time-consuming and difficult process; and

Whereas, Information is power. The better informed our older citizens are about a wide range of housing choices, the better their decisions about where to live will be; and

Whereas, May is Older Adults Month; and

Whereas, Senior Housing Awareness Week is an opportunity to raise awareness in Michigan of appropriate and affordable housing for our older citizens; and

Whereas, The state of Michigan wishes to commend and promote our many fine facilities that currently house many older citizens; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare the week of May 10 through May 16, 2010, as Senior Housing Awareness Week in the state of Michigan; and be it further

Resolved, That the Housing Bureau for Seniors of Washtenaw County be commended for promoting this effort and that a copy of this resolution be transmitted to the Housing Bureau for Seniors.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Terry Brown, Ball, Barnett, Lisa Brown, Constan, Ebli, Geiss, Robert Jones, Knollenberg, Kowall, LeBlanc, Lindberg, Liss, Lori, Mayes, Pearce, Proos, Roberts, Rogers, Segal, Slavens, Spade, Stamas, Tyler, Valentine and Warren offered the following resolution:

**House Resolution No. 267.**

A resolution to declare May 25, 2010, as Missing Children's Day in the state of Michigan.

Whereas, According to the U.S. Department of Justice, in one year there were an estimated nearly 800,000 children missing; and

Whereas, On average, there is an estimated average of 2,200 children reported missing to law enforcement agencies daily; and

Whereas, 58,200 of these children are victims of non-family abductions and more than 200,000 are the victims of family abductions; and

Whereas, The National Center for Missing & Exploited Children® (NCMEC) exists as a resource to help prevent child abduction and sexual exploitation; help find missing children; and assist victims of child abduction and sexual exploitation, their families, and the professionals who serve them. The National Center for Missing & Exploited Children's recovery rate has grown from 62% in 1990 to 96% of domestically missing children, but too many children still remain among the missing; and

Whereas, This special day is a time to remember those children who are missing and give hope to their families; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare May 25, 2010, as Missing Children's Day in the state of Michigan; and be it further

Resolved, That we urge the participation of local government, law enforcement, schools, community-based organizations, and families in the protection and education of all individuals about child abduction and sexual exploitation, appropriate protective measures, and ways to respond and seek help from law enforcement, social services, and the National Center for Missing & Exploited Children.

The question being on the adoption of the resolution,

The resolution was adopted.

### Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following Senate bill had been received on Tuesday, April 27:

**Senate Bill No. 1228**

The Clerk announced that the following bills had been printed and placed upon the files of the members on Wednesday, April 28:

<b>House Bill Nos.</b>	<b>6071</b>	<b>6072</b>	<b>6073</b>	<b>6074</b>	<b>6075</b>	<b>6076</b>	<b>6077</b>	<b>6078</b>		
<b>Senate Bill Nos.</b>	<b>1286</b>	<b>1287</b>	<b>1288</b>	<b>1289</b>	<b>1290</b>	<b>1291</b>	<b>1292</b>	<b>1293</b>	<b>1294</b>	

### Reports of Standing Committees

The Committee on Tax Policy, by Rep. Ebli, Chair, reported

**House Bill No. 5581, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 27a (MCL 211.27a), as amended by 2008 PA 506.

With the recommendation that the bill be referred to the Committee on Urban Policy.

#### Favorable Roll Call

To Report Out:

Yeas: Reps. Ebli, Melton, Barnett, Robert Jones, Kandrevas, Lipton, Mayes, Slezak, Warren, Kowall, Lund, Stamas and Walsh

Nays: None

The recommendation was concurred in and the bill was referred to the Committee on Urban Policy.

### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Ebli, Chair, of the Committee on Tax Policy, was received and read:

Meeting held on: Wednesday, April 28, 2010

Present: Reps. Ebli, Melton, Barnett, Robert Jones, Kandrevas, Lipton, Mayes, Meadows, Slezak, Warren, Kowall, Lund, Stamas and Walsh

Absent: Reps. Calley, Meekhof and Meltzer

Excused: Reps. Calley, Meekhof and Meltzer

The Committee on Commerce, by Rep. Robert Jones, Chair, reported

**House Bill No. 6045, entitled**

A bill to provide for the procedure for allocation of federal bond limitation under certain bond programs; and to prescribe certain powers and duties of certain state agencies and public officers.

With the recommendation that the substitute (H-3) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

#### Favorable Roll Call

To Report Out:

Yeas: Reps. Robert Jones, Barnett, Byrum, Clemente, Haugh, Huckleberry, Lemmons, Roy Schmidt, Sheltroun, Womack and Walsh

Nays: Reps. Meekhof and Meltzer

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Robert Jones, Chair, of the Committee on Commerce, was received and read:  
Meeting held on: Wednesday, April 28, 2010

Present: Reps. Robert Jones, Barnett, Byrum, Clemente, Haugh, Huckleberry, Lemmons, Nerat, Roy Schmidt, Sheltroun, Womack, DeShazor, Knollenberg, Meekhof, Meltzer, Opsommer and Walsh

Absent: Reps. Nathan and Hansen

Excused: Reps. Nathan and Hansen

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Roberts, Vice-Chair, of the Committee on Military and Veterans Affairs and Homeland Security, was received and read:

Meeting held on: Tuesday, April 27, 2010

Present: Reps. Roberts, Liss, Roy Schmidt, Rick Jones, Agema, Amash and Kurtz

Absent: Reps. Polidori and Byrnes

Excused: Reps. Polidori and Byrnes

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Clemente, Chair, of the Committee on New Economy and Quality of Life, was received and read:

Meeting held on: Wednesday, April 28, 2010

Present: Reps. Clemente, Stanley, Byrnes, Geiss, Griffin, Leland, Segal, Knollenberg, Bolger, Denby and Tyler

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Valentine, Chair, of the Committee on Families and Children's Services, was received and read:

Meeting held on: Wednesday, April 28, 2010

Present: Reps. Valentine, Womack, Liss, Neumann, Slavens, Kurtz, McMillin, Moore and Pavlov

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Meadows, Chair, of the Committee on Judiciary, was received and read:

Meeting held on: Wednesday, April 28, 2010

Present: Reps. Meadows, Lipton, Lisa Brown, Byrnes, Constan, Corriveau, Kandrevas, Warren, Schuitmaker, Amash, Haveman, Rick Jones, Kowall and Rocca

Absent: Rep. Bettie Scott

Excused: Rep. Bettie Scott

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Huckleberry, Chair, of the Committee on Agriculture, was received and read:

Meeting held on: Wednesday, April 28, 2010

Present: Reps. Huckleberry, Mayes, Barnett, Haase, Nerat, Valentine, Tyler, Daley and Kurtz

Absent: Reps. Griffin and Hansen

Excused: Reps. Griffin and Hansen

**Messages from the Senate****Senate Bill No. 1227, entitled**

A bill to amend 1980 PA 300, entitled "The public school employees retirement act of 1979," by amending sections 4, 6, 7, 8, 25, 26, 41, 42, 43a, 43b, 43c, 61, 81, 86, and 87 (MCL 38.1304, 38.1306, 38.1307, 38.1308, 38.1325, 38.1326,

38.1341, 38.1342, 38.1343a, 38.1343b, 38.1343c, 38.1361, 38.1381, 38.1386, and 38.1387), section 4 as amended by 2008 PA 354, sections 6 and 7 as amended by 1995 PA 272, sections 8, 25, and 26 as amended by 1997 PA 143, section 41 as amended by 2007 PA 15, section 42 as amended by 1996 PA 268, section 43a as amended by 2007 PA 111, sections 43b and 81 as amended by 1989 PA 194, section 43c as amended by 1998 PA 213, and section 61 as amended by 2006 PA 158, and by adding sections 41b, 43e, 43f, and 81c and article 7.

The Senate has nonconcurred in the House substitute (H-9) and appointed Senators Gilbert, Jansen and Cherry as conferees.

The message was referred to the Clerk for record on April 27, 2010.

#### **House Bill No. 5094, entitled**

A bill to amend 1965 PA 203, entitled "Commission on law enforcement standards act," by amending section 10 (MCL 28.610), as amended by 1998 PA 237.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

#### **House Bill No. 5095, entitled**

A bill to amend 1968 PA 330, entitled "Private security business and security alarm act," by amending the title and sections 2, 3, 4, 7, 8, 9, 14, 17, 19, 25, and 29 (MCL 338.1052, 338.1053, 338.1054, 338.1057, 338.1058, 338.1059, 338.1064, 338.1067, 338.1069, 338.1075, and 338.1079), the title and sections 2, 3, 7, 14, 17, 19, and 29 as amended by 2002 PA 473, sections 4 and 8 as amended by 2000 PA 411, and sections 9 and 25 as amended by 2004 PA 270, and by adding sections 6a, 37, 38, 39, 40, 41, and 42.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

#### **House Bill No. 5495, entitled**

A bill to amend 1992 PA 147, entitled "Neighborhood enterprise zone act," by amending section 12 (MCL 207.782), as amended by 2006 PA 661.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

#### **House Bill No. 5698, entitled**

A bill to amend 1967 PA 288, entitled "Land division act," by amending sections 102, 151, 172, 173, 198, 210, 224a, 229, 242, 244, 255b, 256, 257, and 290 (MCL 560.102, 560.151, 560.172, 560.173, 560.198, 560.210, 560.224a, 560.229, 560.242, 560.244, 560.255b, 560.256, 560.257, and 560.290), section 102 as amended by 1996 PA 591 and section 224a as amended by 1996 PA 219.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

#### **House Bill No. 5555, entitled**

A bill to amend 1996 PA 376, entitled "Michigan renaissance zone act," by amending section 3 (MCL 125.2683), as amended by 2008 PA 217.

The Senate has substituted (S-3) the bill.

The Senate has passed the bill as substituted (S-3), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1996 PA 376, entitled "An act to create and expand certain renaissance zones; to foster economic opportunities in this state; to facilitate economic development; to stimulate industrial, commercial, and residential improvements;

to prevent physical and infrastructure deterioration of geographic areas in this state; to authorize expenditures; to provide exemptions and credits from certain taxes; to create certain obligations of this state and local governmental units; to require disclosure of certain transactions and gifts; to provide for appropriations; and to prescribe the powers and duties of certain state and local departments, agencies, and officials,” by amending section 3 (MCL 125.2683), as amended by 2010 PA 5.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

**Senate Bill No. 1228, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 40114 (MCL 324.40114), as amended by 2009 PA 109.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Tourism, Outdoor Recreation and Natural Resources.

**Notices**

The Speaker appointed as conferees, on the part of the House of Representatives for **Senate Bill No. 1227**, Reps. Griffin, Meadows and Bolger.

April 27, 2010

Mr. Richard J. Brown, Clerk  
Michigan House of Representatives  
State Capitol Building  
Lansing, Michigan 48913

Dear Mr. Clerk:

I hereby appoint Representative Pam Byrnes to the House Standing Committee on Judiciary for the 2009-2010 Legislative Session.

Please do not hesitate to contact my office with any questions or concerns.

Regards,  
Andy Dillon  
Speaker  
Michigan House of Representatives

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Judiciary from further consideration of **House Bill No. 4572**.

Rep. Agema

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Judiciary from further consideration of **House Bill No. 4573**.

Rep. Agema

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Judiciary from further consideration of **House Bill No. 4574**.

Rep. Agema

**Introduction of Bills**

Rep. Spade introduced

**House Bill No. 6079, entitled**

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 732a (MCL 257.732a), as amended by 2008 PA 463.

The bill was read a first time by its title and referred to the Committee on Transportation.

Rep. Cushingberry introduced  
**House Bill No. 6080, entitled**

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2011; and to provide for the expenditure of the appropriations.

The bill was read a first time by its title and referred to the Committee on Appropriations.

Rep. Cushingberry introduced  
**House Bill No. 6081, entitled**

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2011; and to provide for the expenditure of the appropriations.

The bill was read a first time by its title and referred to the Committee on Appropriations.

Rep. Cushingberry introduced  
**House Bill No. 6082, entitled**

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2011; and to provide for the expenditure of the appropriations.

The bill was read a first time by its title and referred to the Committee on Appropriations.

Rep. Cushingberry introduced  
**House Bill No. 6083, entitled**

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2011; and to provide for the expenditure of the appropriations.

The bill was read a first time by its title and referred to the Committee on Appropriations.

Rep. Cushingberry introduced  
**House Bill No. 6084, entitled**

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2011; and to provide for the expenditure of the appropriations.

The bill was read a first time by its title and referred to the Committee on Appropriations.

Rep. Cushingberry introduced  
**House Bill No. 6085, entitled**

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2010; and to provide for the expenditure of the appropriations.

The bill was read a first time by its title and referred to the Committee on Appropriations.

Rep. Cushingberry introduced  
**House Bill No. 6086, entitled**

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2010; and to provide for the expenditure of the appropriations.

The bill was read a first time by its title and referred to the Committee on Appropriations.

Rep. Cushingberry introduced  
**House Bill No. 6087, entitled**

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2010; and to provide for the expenditure of the appropriations.

The bill was read a first time by its title and referred to the Committee on Appropriations.

Rep. Cushingberry introduced  
**House Bill No. 6088, entitled**

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2010; and to provide for the expenditure of the appropriations.

The bill was read a first time by its title and referred to the Committee on Appropriations.

Rep. Cushingberry introduced  
**House Bill No. 6089, entitled**

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2010; and to provide for the expenditure of the appropriations.

The bill was read a first time by its title and referred to the Committee on Appropriations.

Reps. Meltzer, Opsommer, Knollenberg, Pavlov, Paul Scott and Genetski introduced

**House Bill No. 6090, entitled**

A bill to amend 1971 PA 140, entitled "Glenn Steil state revenue sharing act of 1971," by amending section 13 (MCL 141.913), as amended by 2006 PA 437.

The bill was read a first time by its title and referred to the Committee on Appropriations.

Reps. Green, Liss, Haase, Constan, Slavens, Meekhof, Roy Schmidt, Terry Brown, Espinoza, Scripps, Kennedy, Miller, Johnson, Huckleberry, Donigan, Rogers, Kowall, Marleau, Hildenbrand, Elsenheimer, Schuitmaker, Denby, Rick Jones, Crawford, Lori, Haines, Pearce, Ball, Booher, Wayne Schmidt, Haveman, Hansen, Horn, Opsommer, Calley, Daley, Tyler, Valentine, Leland, Bolger, Mayes, Lahti, Spade, Neumann, Polidori, Lemmons, Nerat, Lipton, Moore, Stamas, Rocca, DeShazor, Kurtz, Walsh, Caul, Bledsoe, Gregory, Knollenberg, Slezak, Proos, Pavlov, Lund, Haugh, Tlaib, Young, Robert Jones, Geiss, Bennett, Switalski, Kandrevas, Jackson, Sheltrown, Lindberg, Bettie Scott, Dean, Durhal, Meadows, McMillin, Clemente, Cushingberry, McDowell, Meltzer, Hammel, Gonzales, Nathan and Bauer introduced

**House Bill No. 6091, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 16278.

The bill was read a first time by its title and referred to the Committee on Health Policy.

Reps. Kowall, Moss, Marleau, LeBlanc, Rogers, Haines, Knollenberg, Denby, Wayne Schmidt, Crawford, McMillin, Scripps, Lisa Brown and Rick Jones introduced

**House Bill No. 6092, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 2035 and 80117 (MCL 324.2035 and 324.80117), section 2035 as added by 2004 PA 587 and section 80117 as added by 1995 PA 58.

The bill was read a first time by its title and referred to the Committee on Tourism, Outdoor Recreation and Natural Resources.

By unanimous consent the House returned to the order of

### **Reports of Standing Committees**

The Committee on Appropriations, by Rep. Cushingberry, Chair, reported

**House Bill No. 5409, entitled**

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2010; and to provide for the expenditure of the appropriations.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

### Favorable Roll Call

To Report Out:

Yeas: Reps. Cushingberry, Hammel, Bauer, Bennett, Terry Brown, Dean, Durhal, Espinoza, Gonzales, Gregory, Jackson, Lahti, LeBlanc, McDowell, Smith, Spade, Switalski, Tlaib, Booher, Caul, Green, Lori, Proos and Schuitmaker

Nays: None

The Committee on Appropriations, by Rep. Cushingberry, Chair, reported

**Senate Bill No. 484, entitled**

A bill to amend 1982 PA 204, entitled "Deaf persons' interpreters act," (MCL 393.501 to 393.509) by adding section 8f.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.



## Favorable Roll Call

## To Report Out:

Yeas: Reps. Cushingberry, Hammel, Bauer, Bennett, Terry Brown, Dean, Durhal, Espinoza, Gonzales, Gregory, Jackson, Lahti, LeBlanc, McDowell, Smith, Spade, Switalski, Tlaib, Moss, Agema, Booher, Caul, Genetski, Green, Haines, Hildenbrand, Lori, Proos, Rogers and Schuitmaker

Nays: None

The Committee on Appropriations, by Rep. Cushingberry, Chair, reported

**Senate Bill No. 1061, entitled**

A bill to amend 1974 PA 359, entitled "An act to authorize the department of natural resources to convey certain lands lying within the boundaries of the lakeshore zone and parkway location of the Sleeping Bear dunes national lakeshore park to the United States; to provide for cession of certain jurisdiction of this state and to determine the measure thereof over such lands; to authorize acceptance of relinquished jurisdiction over such lands or portions thereof; and to repeal certain acts and parts of acts," by amending section 8 (MCL 3.908), as amended by 1996 PA 30; and to repeal acts and parts of acts.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Cushingberry, Hammel, Bauer, Bennett, Terry Brown, Dean, Durhal, Espinoza, Gonzales, Gregory, Jackson, Lahti, LeBlanc, McDowell, Smith, Spade, Switalski, Tlaib, Moss, Agema, Booher, Caul, Genetski, Green, Haines, Hildenbrand, Lori, Proos, Rogers and Schuitmaker

Nays: None

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Cushingberry, Chair, of the Committee on Appropriations, was received and read:

Meeting held on: Wednesday, April 28, 2010

Present: Reps. Cushingberry, Hammel, Bauer, Bennett, Terry Brown, Dean, Durhal, Espinoza, Gonzales, Gregory, Jackson, Lahti, LeBlanc, McDowell, Miller, Smith, Spade, Switalski, Tlaib, Moss, Agema, Booher, Caul, Genetski, Green, Haines, Hildenbrand, Lori, Proos, Rogers and Schuitmaker

Rep. Nerat moved that the House adjourn.

The motion prevailed, the time being 4:35 p.m.

Associate Speaker Pro Tempore Scripps declared the House adjourned until Thursday, April 29, at 12:00 Noon.

RICHARD J. BROWN  
Clerk of the House of Representatives

